

WEATHER  
FORECAST  
Tonight Fair-  
Saturday Fair  
and Cooler

# LAS VEGAS OPTIC

WANT ADS  
PAY WELL  
Try One in The  
Optic  
And Be Sure.

VOL. XXX, NO. 179

EAST LAS VEGAS, NEW MEXICO, FRIDAY, MAY 28, 1909

AFTERNOON EDITION

## WOMAN MUST STAND TRIAL

COURT OVERRULES MOTION TO  
QUASH INDICTMENT AGAINST  
MRS. TEITELBAUM.

## VICTORY FOR TERRITORY

DISTRICT ATTORNEY WARD MADE  
HARD FIGHT TO OVERCOME  
TECHNICITY.

## CASE BEGINS TOMORROW

MRS. ANTHA MACKENZIE GRANT-  
ED TEMPORARY ALIMONY  
AND ATTORNEY'S FEES.

Judge William J. Mills in the district court today overruled the motion of Attorney O. A. Larrazolo, counsel for the defendant in the case of the Territory vs. Mrs. Virginia de Teitelbaum, indicted for an accessory before the fact in the murder of her aged husband, in which he sought to quash the indictment on the ground that it charged a common law offense, and therefore was not covered by any statute of the territory. In announcing its ruling, the court explained that while the courts of the territory had no more authority than was conferred upon them by congress, the section of the statutes of the United States which conferred chancery and common law jurisdiction upon the territorial courts was sufficient to warrant an indictment charging a common law offense in common law form. The question at issue has been frequently raised in the territorial district courts, but it has never been passed upon by the New Mexico supreme court. The overruling of the demurrer seeking to quash the indictment was a victory for District Attorney Charles W. G. Ward, who made a hard fight to sustain the indictment. The case was set down for trial tomorrow morning, at which time the jury will be empaneled. It promises to be one of the most sensational criminal cases to come before the district court in several years.

In the case of Mackenzie vs. MacKenzie, a divorce suit pending in the district court for Union county, Judge Mills announced that he had sustained the motion of the defendant Mrs. Antha MacKenzie, for alimony and attorney's fees pending the divorce proceedings, and would grant the defendant \$150.00 alimony and \$200 attorney's fees, pending the litigation, and order that the same be paid into the clerk of the court, to be expended only for the purposes of the suit and living expenses of defendant. The plaintiff, Alexander MacKenzie, excepted to the order of the court. Mr. MacKenzie left for his home in Union county last night.

Attorney Jerry Leahy, of Baton, is representing the plaintiff while Louis C. Ilfeld, of this city, appears for the defendant. An estate valued at twenty-five thousand dollars is involved.

Fred Farnham, who was indicted for larceny of household goods from the dwelling house of Mrs. Bertha Regensberg, had another indictment returned against him this morning by the grand jury, charging him with burglary from a caboose of the A. T. & S. F. railway company, and taking therefrom property of the value of fifty dollars. He appeared in court and plead not guilty to the indictment. Charles A. Spiess entered his appearance for Farnham, and his case was set for some day next week.

Jesus Lopez, who was indicted at the November term of the district court for this county, for burglary, the charge being that he broke into the house of Dionicio Padilla and stole therefrom a number of household articles and groceries, plead not guilty to the charge. Since the last term of

court Lopez has been working in Union county, New Mexico, and was apprehended there by Sheriff Romero only a week ago.

After being out but ten minutes the jury in the case of Territory vs. Adolfo Apodaca, charged with the larceny of a horse from T. T. Turner, returned a verdict of guilty as charged in the indictment. The defendant has been in jail for the past four months. His defense was that he cut posts for a man who lived in the canyon above El Porvenir, but whose name he did not know, and that in payment for his work, the man gave him the horse, which afterwards turned out to belong to T. T. Turner.

In the case of George McNagel, alias George Darnell, indicted for stealing a set of harness from the barn of D. W. Lee, manager of the Colorado Telephone company, and for burglary of a harness and other articles from the barn of William Sparks, which the defendant afterwards sold, the defendant pleaded guilty. McNagel is a young man, about twenty years of age, and while traveling through the country, stole the articles and sold them to raise money to assist him on his travels.

Pedro Montoya, who shot Lucio Valdez through the right leg at the town of Pecos on the 29th of December 1908, and who at the same time assaulted Jesusita Mora, with intent to kill, was arraigned in court today and plead not guilty to each offense.

Donaciano Lujan, indicted on three counts for forgery, was arraigned and entered a plea of guilty on one count, and the other two indictments were dismissed. He forged the name of a woman residing on the West Side to an order for some goods which he obtained from the Romero Mercantile company.

## STRIKERS AFRAID TO ATTACK MAIL TRAINS

Atlanta, Ga., May 28.—Carrying negro freemen, the first train of any sort to run over the Georgia railroad for more than five days, consisting of an engine and mail car, left here at 7:30 o'clock this morning. The train pulled out through a deep lane of spectators at the station but there was no demonstration.

Trains Not Molested.

Augusta, Ga., May 28.—With a regular crew, including negro freemen, the first trains over the Georgia railroad since last Saturday, left Augusta at 7:45 o'clock this morning. The trains consisting of mail cars only, were manned by negro mail clerks. No unusual disturbance marked the departure of the trains. Reports from nearby towns say the trains passed through without incident.

The men who took out the trains today were brought here as strike-breakers and had been kept under guard for several days. They were therefore available as firemen and despite the fact that there has been heretofore opposition to the strike-breakers, the opinion is expressed that less ill feeling has been aroused by the use of white men than by negroes. Many persons declare they would rather do without their mail than have it brought by negro freemen and the question is generally discussed whether the railroad has decided to have the race issue threshed out at once by today's action.

Government Takes a Hand.

Washington, May 28.—President Taft and the cabinet considered the Georgia railroad strike today and decided that Chairman Knapp, of the Interstate Commerce Commission should go at once to Atlanta and use his efforts to effect an adjustment of the trouble or at least to enforce compliance with the Interstate Commerce law.

## SHUBERT THEATRICAL TRUST INVADERS WEST.

New York, May 28.—About 100 theatres in cities in New Mexico, Arizona, Nevada, Wyoming, Montana, Utah and California represented by the Intermountain theatrical circuit, have signed contracts only to present attractions booked through the Shuberts. This is considered an exceptionally strong advantage for the Shuberts in their open door war being waged against what is known as the theatrical syndicate.

## MOB NEGROES CLASS PLAY HELD IN JAIL SCORES HIT

USUAL FORM OF JUSTICE METED  
OUT TO UNFORTUNATE  
WRETCHES IN SOUTH.

## ONE HANGED; OTHER SHOT

REFUSED ADMISSION VIGILANTES  
BREAK DOWN DOORS OF  
PRISON.

## PLANS CARRIED OUT QUIETLY

PROCEEDINGS TAKE PLACE IN  
NIGHT AND WERE NOT LEARN-  
ED TIL DAYLIGHT CAME.

Abilene, Texas, May 28.—At 1 o'clock this morning a mob stormed the county jail here and shot to death Tom Barnett, a negro recently convicted of the murder of Alexander Sears. Refused admission by the jailer, the mob worked unsuccessfully for an hour to open the cell door. Then the victim was shot to death inside his cell. The proceedings were conducted with comparative quiet and but few citizens were aware the prisoner had been mobbed until it was all over.

Lynching in Louisiana.

Baton Rouge, La., May 28.—News reached here today of the lynching of a negro known as Hobbs Brown, at Port Allen parish, the county seat of West Baton Rouge, late last night. The negro was taken from the jail by a mob of masked men and hanged to a telephone pole.

## BLOODTHIRSTY MOROS SLAY U. S. SOLDIERS

Manila, P. I., May 28.—Two private soldiers were killed and a sergeant mortally wounded during a fight with Moro bandits on the Rouman river on May 22, according to advices received here today. The Moros surprised an outpost of the Eighteenth Infantry encamped near Keithley and poured a volley into the soldiers before the latter could defend themselves. Two columns of infantry are in pursuit of the bandits. The detachment that was attacked had been engaged in the protection of friendly natives inducing them to cultivate their lands and had introduced a double sentry duty system as a precautionary measure, as attacks were expected from roving bands of marauders that infest that country.

## FAMOUS PRESTON BECK GRANT SUIT SETTLED AFTER 33 YEARS

In open court late yesterday afternoon Judge W. J. Mills signed a decree in the case of G. W. Stonerod et al vs. Preston Beck et al, involving title to certain interests in the Preston Beck Grant, which suit has been pending on the docket of San Miguel county for thirty-three years, the suit having been filed by the late Col. George W. Stonerod and others, on the twenty-first of January, 1876.

The Preston Beck Grant is located in what is now Guadalupe county, but a portion of the grant is in San Miguel county. Originally the grant comprised 318,000 acres. One-third of this acreage was segregated by the court a number of years ago to George W. Stonerod and Napoleon B. Stonerod and others, and this 106,000 acres later became the property of the Scottish Mortgage and Land Investment company, and was sold by that company to George W. Boyd and brother, of Española, and later by Boyd brothers sold to W. F. Buchanan and associates of Tucuman.

MYSTERY OF "THE GREAT I AM"  
SOLVED AT DUNCAN OPERA  
HOUSE LAST NIGHT.

## EXCELLENT AMATEUR SHOW

HIGH SCHOOL STUDENTS ACQUIT  
THEMSELVES VERY CREDIT-  
ABLY IN COMEDY.

## AN APPRECIATIVE AUDIENCE

EACH AND EVERY MEMBER OF  
CAST ENTITLED TO GREAT  
PRAISE FOR THEIR WORK.

The mystery of "The Great I Am", which has been vexing Las Vegas for the past two weeks or so, was solved in a most entertaining manner at the Duncan opera house last night in the class play of the High School seniors. It was a large and appreciative audience which witnessed the performance and there was not a dull moment from the time the curtain went up on the opening act until it was rung down in the last. Splendid music by the Symphony orchestra filled in between acts.

The members of the cast in last night's play are to be congratulated on the manner in which they acquitted themselves. Heretofore it has been the custom to adhere to Shakespearean roles in the annual class play, but this year the seniors determined to try comedy for a change and the success of last night's performance proved that they struck a popular chord.

There was not the usual drag and breaks characteristic of high school plays, but sparkling wit and humorous situations kept the audience almost in continuous laughter. The ease in which each member of the cast read his or her lines was particularly surprising and not once was there occasion for any prompting from the wings. This fact showed the careful study and hard work put in by the students in committing their particular roles.

While columns might be written about "The Great I Am," it is suffice to say that it was the best class play in the history of the Las Vegas high school. Harry Palmer, as Simon Meeker, "The Great I Am," made a first class leading man, while Miss Anna McMahon, as Mrs. Eva Brighton Early, a dashing widow, received no end of applause. Louis Rosenthal, as Judge Quakely, made a dignified

looking jurist and provoked much laughter in his repeated disagreements with Senator Carrollton, who was depicted by Martin Howell. John Webb, as MacAlister Macbeth, Harry Lorenzen as Hick Carrollton, Emil Clements as William Trotter and Geo. Pritchett as Job Lotts, each added to the play by their good acting. Miss Irene Hill, as Mrs. MacFarlane, and Miss Mossy York were especially clever and added life to the play, while Miss Eileen Zimmerman petite and graceful, as Janet, the supposed wife of Captain Meeker, acted the part to perfection and seemed perfectly at home behind the footlights.

The climax was ludicrous and kept the audience convulsed with laughter. Captain Meeker and MacAlister Macbeth made typical looking Scotchmen in their kilts and the antics the former went through with the assistance of Mrs. Eva Brighton Early, the widow, helped to liven up the closing scene. All in all the play could not have been improved upon, judging from the repeated approvals of it as evidenced by the unstinted applause accorded frequently during the performance.

The following was a synopsis of the play:

Synopsis.

Act I.—Off to the war. A paternal arrangement or marriage. Dick and Tennie object. Janet and the Macbeth Plan. Some complications. Meeker will remain "at the base of supplies." Meeker and the widow. A lapse from truth. Meeker made captain. "You are afraid to go." "Afraid? Never."

Act II.—In camp. Captain Meeker and strict discipline. The Widow, Judge and the Senator court-martialed. The Widow wins. Another lie and more complications. An infuriated Scotchman. "You held her in your arms." "She is my wife."

Act III.—The ball. "Not military matters, but matrimony." "Once a female Macbeth, now a Carrollton." "Another of Meeker's fairy stories." The Captain kills. "The funniest thing I ever saw." The widow untangles a tangle of lies. A lass for every lad. Peace proclaimed. Meeker remains "at the base of supplies."

## NIGHT RIDING DUE TO TOBACCO TRUST

Washington, May 28.—That the outrages of night riders in Kentucky and Tennessee resulted from the oppressions of the American Tobacco company, and that unless the internal revenue tax on leaf tobacco in the hand is repealed, these outrages will continue, was the declaration made by U. S. Senator Bradley of Kentucky today in urging the adoption of his amendment to the senate tariff bill. This amendment proposes to restore in the tariff bill the House provision for the free sale of leaf tobacco by the farmers, which was stricken out by the finance committee of the senate. After reviewing the growth of the American Tobacco company Bradley said that not content with destroying all competition in the United States, the concern drove the Imperial Tobacco company of Great Britain, its chief competitor, to a compromise and obtained an agreement by which the Imperial yielded up all competition in the United States.

## LINER PRINCESS ALICE AGROUND SECOND TIME.

New York, May 28.—The steamer Princess Alice, outward bound for Plymouth, again went aground while passing through Ambrose channel off Sandy Hook today. The steamer had just been floated after being aground off Staten Island last night. After two hours work, tugs succeeded in pulling the steamer off the rocks and she proceeded and her voyage, being undamaged.

## BOLD DAYLIGHT ROBBERY PERPETRATED IN NEW YORK.

New York, May 28.—Four armed men invaded a restaurant in Seventh avenue today, held up twenty customers, and made their escape. One of the robbers guarded at the door, another covered the cashier with a revolver, while the other two robbed the customers. They are believed to be members of a notorious East Side gang.

## U. P. BANDITS COME TO GRIEF

OMAHA POLICE BELIEVED TO  
HAVE CAPTURED DESPER-  
ATE HOLD-UPS.

## ARREST DUE TO ACCIDENT

SCHOOL BOY STUMBLES ONTO  
CACHE OF ROBBERS WHILE  
AT PLAY.

## DETECTIVES KEPT WATCH

WHEN MEN RETURNED TO GET  
STUFF THEY WERE  
NABBED.

Omaha, Neb., May 28.—The police of South Omaha and Omaha have been busy today following up every clue that promised to complete the identification of the men arrested last night on suspicion of being the Union Pacific train robbers, but little material progress was made up to noon.

The belief that the right men have been caught is still strong but the link connecting them with the guns, masks and other evidences of guilt are missing. The men today deny being acquainted with each other, but in the belongings of one of them was found a photograph of all three together with a woman seated in an automobile. There is nothing to show where the picture was taken.

The discovery of the revolver was made by a pupil of the Brown Park school, who was playing in the vicinity. The cache where the stuff was hidden was under a bank overlooking the Missouri river. He took a revolver to his teacher, who notified the police. Detectives kept watch, believing the owners would return for the revolver. The place where the guns were found is about three miles from the scene of the holdup and is an admirable place for "planting."

When the four men approached the spot and saw the detectives, one of them said: "Beat it, here comes the police." One did succeed in getting away but three were captured. Chief Briggs describes the equipment found as the most elaborate layout he ever saw and that the owners must be desperate men.

## CHURCH CONDEMNS ACTION OF COURT

Denver, May 28.—The church locked horns with the state this morning when the General Assembly of the Presbyterian church condemned the action of the state courts of Tennessee in settling aside the union of the Presbyterian church in the United States with the Cumberland Presbyterian church. The assembly criticism, which was unsparing, was based on the report of the committee on church co-operation. The report rebukes the Tennessee courts for presuming to pass judgment upon a matter of church doctrine.

## OIL MAGNATE'S WILL FILED FOR PROBATE.

New York, May 28.—The will of the late Henry H. Rogers, Standard Oil magnate, was filed for probate here today. The testator leaves all his property to his widow, children and relatives, with the exception of \$100,000 willed to the town of Fair Haven, Mass., his birthplace, for the use of the primary and grammar schools in that community.

## SANTA FE OFFICER BRINGS PATIENT TO ASYLUM.

City Marshal Nicolas Senn, of Santa Fe, arrived in the city last night on No. 8, bringing Crisanto Alfo to the insane asylum. He returned to the Ancient on No. 1 this afternoon.